

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF MICHIGAN

THE WEATHER UNDERGROUND, INC.,  
a Michigan corporation,

Plaintiff,

vs.

Case No. 2:09-CV-10756  
Hon. Marianne O. Battani

NAVIGATION CATALYST SYSTEMS, INC.,  
a Delaware corporation; CONNEXUS CORP.,  
a Delaware corporation; FIRSTLOOK, INC.,  
a Delaware corporation; and EPIC MEDIA  
GROUP, INC., a Delaware corporation,

Defendants.

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**DEFENDANTS CONNEXUS CORPORATION, FIRSTLOOK, INC., AND  
NAVIGATION CATALYST SYSTEMS, INC.'S OBJECTIONS TO PLAINTIFF'S  
DESIGNATIONS IN DEPOSITION OF CHRIS PIRRONE**

**OBJECTIONS TO DEPOSITION DESIGNATIONS**

Defendants Connexus Corporation, Firstlook, Inc., and Navigation Catalyst Systems, Inc. (collectively “Defendants”) hereby object to Plaintiff’s deposition designations in the Deposition Transcript of Chris Pirrone as follows:

<b><u>Deposition Designation</u></b>	<b><u>Objection</u></b>
p. 16:23-p.17:2	Compound; lack of foundation (FRE 602)
p.24:2-11	Lack of foundation (FRE 602); improper lay opinion (FRE 701); improper expert opinion (FRE 702); irrelevant (FRE 401)
p.31:11-21	Irrelevant (FRE 401); lack of foundation (FRE 602)
p.44:21-p.45:21	Irrelevant (FRE 401); lack of foundation (FRE 602)
p.52:13-p.55:6	Irrelevant (FRE 401); lack of foundation (FRE 602); document speaks for itself (FRE 1002)
p.55:17-p.58:6	Lack of foundation (FRE 602); improper lay opinion (FRE 701); improper expert opinion (FRE 702); irrelevant (FRE 401)
p.58:17-p.61:3	Irrelevant (FRE 401); lack of foundation (FRE 602); document speaks for itself (FRE 1002)

p.95:13-18	Attorney-client privileged communication; attorney work product
p.99:17-23	Irrelevant (FRE 401); lack of foundation (FRE 602); document speaks for itself (FRE 1002)
p.109:5-23	Irrelevant (FRE 401); lack of foundation (FRE 602); improper lay opinion (FRE 701); improper expert opinion (FRE 702)
p.142:13-21	Irrelevant (FRE 401); lack of foundation (FRE 602)
p.153:25-p.154:2	Attorney-client privileged communication; attorney work product
p.154:14-18	Attorney-client privileged communication; attorney work product
p.165:4-5	Argumentative; lack of foundation (FRE 602)
p.168:3-5	Irrelevant (FRE 401); lack of foundation (FRE 602)
p.168:6	Irrelevant (FRE 401)
p.168:18-23	Irrelevant (FRE 401); lack of foundation (FRE 602)
p.168:24-p.169:6	Irrelevant (FRE 401); lack of foundation (FRE 602)

p.170:15-21	Asked and answered; argumentative; irrelevant (FRE 401); lack of foundation (FRE 602)
p.170:23-p.171:8	Irrelevant (FRE 401); lack of foundation (FRE 602); argumentative
p.181:5-12	Irrelevant (FRE 401); lack of foundation (FRE 602); improper lay opinion (FRE 701); improper expert opinion (FRE 702)
p.183:8-11	Attorney client privileged communication; attorney work product
p.186:15-19	Irrelevant (FRE 401); lack of foundation (FRE 602); document speaks for itself (FRE 1002)
p.200:9-18	Attorney client privileged communication; attorney work product
p.201:13-15	Attorney work product; irrelevant (FRE 401); lack of foundation (FRE 602); improper lay opinion (FRE 701); improper expert opinion (FRE 702)
p.205:16-19	Irrelevant (FRE 401); lack of foundation (FRE 602); improper lay opinion (FRE 701); improper expert opinion (FRE 702)
p.237:13-p.238:7	Irrelevant (FRE 401); lack of foundation (FRE 602)

	602)
p.239:4-8	Irrelevant (FRE 401); lack of foundation (FRE 602)
p.240:7-16	Irrelevant (FRE 401); lack of foundation (FRE 602); argumentative; attorney work product; improper lay opinion (FRE 701); improper expert opinion (FRE 702)
p.244:10-13	Irrelevant (FRE 401); lack of foundation (FRE 602); improper lay opinion (FRE 701); improper expert opinion (FRE 702)
p.254:15-22	Irrelevant (FRE 401); lack of foundation (FRE 602); argumentative
p.255:6-19	Argumentative; no question pending/narrative
p.262:9-14	Irrelevant (FRE 401); lack of foundation (FRE 602); attorney work product; attorney client privileged communication
p.264:7-14	Irrelevant (FRE 401); lack of foundation (FRE 602)
p.264:15-p.265:1	Attorney work product; attorney client privileged communication
p.265:2-14	Document speaks for itself (FRE 1002)

p.266:9-15	Attorney work product; attorney client privileged communication
p.272:7-p.273:18	Irrelevant (FRE 401); lack of foundation (FRE 602)
p.274:4-11	Compound
p.276:12-p.277:5	Irrelevant (FRE 401); lack of foundation (FRE 602)
p.284:24-p.285:2	Attorney work product; attorney client privileged communication
p.285:7-13	Irrelevant (FRE 401); lack of foundation (FRE 602); improper lay opinion (FRE 701); improper expert opinion (FRE 702); document speaks for itself (FRE 1002)
p.285:14-p.285:9	Irrelevant (FRE 401); document speaks for itself (FRE 1002)
p.288:10-23	Irrelevant (FRE 401); lack of foundation (FRE 602)
p.289:10-23	Irrelevant (FRE 401); lack of foundation (FRE 602); argumentative
p.291:1-13	Irrelevant (FRE 401); lack of foundation (FRE 602); argumentative

p.295:8-p.296:2	Irrelevant (FRE 401); lack of foundation (FRE 602)
p.296:3-17	Irrelevant (FRE 401); lack of foundation (FRE 602)
p.297:19-p.298:13	Attorney work product; attorney client privileged communication
p.303:9-20	Argumentative; narrative
p.308:16-p.309:25	Argumentative; irrelevant (FRE 401); lack of foundation (FRE 602); document speaks for itself (FRE 1002)
p.310:2-10	Argumentative; irrelevant (FRE 401); lack of foundation (FRE 602)
p.310:12-19	Argumentative; irrelevant (FRE 401); lack of foundation (FRE 602)
p.310:20-p.311:6	Attorney work product; attorney client privileged communication; irrelevant (FRE 401)
p.313:14-315:5	Argumentative; irrelevant (FRE 401); lack of foundation (FRE 602)
p.316:15-16	Irrelevant (FRE 401); lack of foundation (FRE 602); attorney work product

p.318:3-8	Argumentative; irrelevant (FRE 401); no question pending/narrative
p.318:9-23	Irrelevant (FRE 401); lack of foundation (FRE 602); document speaks for itself (FRE 1002)

Defendants object to exhibits on the bases set forth in the Exhibit List filed with the Bench Book on February 28, 2012.

Respectfully Submitted,

Dated: May 25, 2012

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**CERTIFICATE OF SERVICE**

I hereby certify that on May 25, 2012, I electronically filed the foregoing paper with the Court using the ECF system which will send notification of such filing to the following:

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